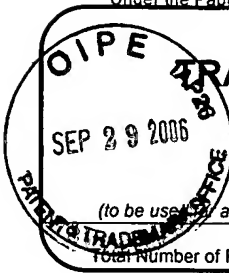
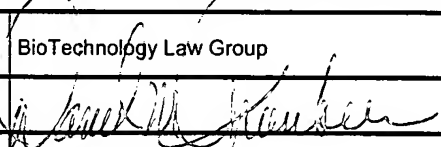


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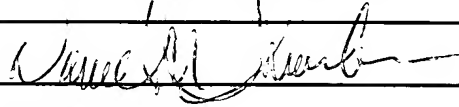
|  |                      |                        |             |
|--|----------------------|------------------------|-------------|
|  <b>TRANSMITTAL FORM</b><br>(to be used for all correspondence after initial filing) | Application Number   | 10/748,658             |             |
|  | Filing Date          | December 31, 2003      |             |
|  | First Named Inventor | Mathiesen, Jacob       |             |
|  | Art Unit             | 3767                   |             |
|  | Examiner Name        | Gray, Phillip A.       |             |
| Total Number of Pages in This Submission   | 7                    | Attorney Docket Number | GTI-5001-CP |

| ENCLOSURES (Check all that apply)   |   |   |
|---|---|---|
| <input type="checkbox"/> Fee Transmittal Form                             | <input type="checkbox"/> Drawing(s)                                       | <input type="checkbox"/> After Allowance Communication to TC                            |
| <input type="checkbox"/> Fee Attached                                     | <input type="checkbox"/> Licensing-related Papers                         | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences     |
| <input type="checkbox"/> Amendment/Reply                                  | <input type="checkbox"/> Petition   | <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> After Final                                      | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input type="checkbox"/> Proprietary Information  |
| <input type="checkbox"/> Affidavits/declaration(s)                        | <input type="checkbox"/> Power of Attorney, Revocation                    | <input type="checkbox"/> Status Letter  |
| <input type="checkbox"/> Extension of Time Request                        | <input type="checkbox"/> Change of Correspondence Address                 | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):         |
| <input type="checkbox"/> Express Abandonment Request                      | <input type="checkbox"/> Terminal Disclaimer                              | * Supp Transmittal (1 page)   |
| <input checked="" type="checkbox"/> Information Disclosure Statement      | <input type="checkbox"/> Request for Refund                               | * Supp IDS Statement (2 pages)  |
| <input type="checkbox"/> Certified Copy of Priority Document(s)           | <input type="checkbox"/> CD, Number of CD(s) _____                        | * Supp SB/08 Form (1 page)  |
| <input type="checkbox"/> Reply to Missing Parts/Incomplete Application    | <input type="checkbox"/> Landscape Table on CD                            | * Reference (1 item)  |
| <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | Remarks   | * Return Postcard (1 item)  |

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

|              |   |          |        |
|--------------|---|----------|--------|
| Firm Name    | BioTechnology Law Group   |          |        |
| Signature    |  |          |        |
| Printed name | Daniel M. Chambers  |          |        |
| Date         | September 26, 2006  | Reg. No. | 34,561 |

## CERTIFICATE OF TRANSMISSION/MAILING

|   |   |      |                    |
|---|---|------|--------------------|
| I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: |   |      |                    |
| Signature   |  |      |                    |
| Typed or printed name   | Daniel M. Chambers  | Date | September 26, 2006 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Mathiesen, Jacob

Examiner: Gray, Phillip A

Serial No.: 10/748,658

Group Art Unit: 3767

Filed: December 31, 2003

Docket: GTI-5001-CP

Title: Electroporation Device and Injection Apparatus

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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (1)**

Mail Stop: AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir/Madam:

In compliance with the duty imposed by 37 C.F.R. § 1.56, and in accordance with 37 C.F.R. §§ 1.97 *et. seq.*, the enclosed material is brought to the attention of the Examiner for consideration in connection with the above-identified patent application.

Applicants respectfully request that the enclosed Supplemental Information Disclosure Statement be entered, and the documents listed on the attached Form SB08A be considered by the Examiner and made of record. Pursuant to the provisions of MPEP 609, Applicants request that a copy of the SB08A form, initialed as being considered by the Examiner, be returned to the Applicants with the next official communication.

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**CERTIFICATE OF MAILING PURSUANT TO 37 CFR § 1.8:**

The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Mail Stop: AMENDMENT, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Name Daniel M. Chambers  
Signature [Handwritten Signature]

Date September 26, 2006

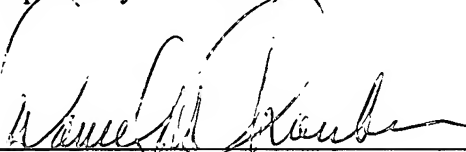
Also, Applicants respectfully request that in patent application USSN 10/612,304, filed July 3, 2003, the Information Disclosure Statement, filed January 8, 2004, be incorporated and considered as part of the present application. As provided in 37 C.F.R. §1.98(d), copies of the documents listed the Information Disclosure Statement, except for EP 0460650, herein attached, are not being provided since they were previously cited by or submitted to the Patent Office in USSN. 10/612,304.

The listed document is being submitted in compliance with 37 CFR § 1.97(b), before the mailing date of the first office action on the merits.

If any fees are due, please contact the undersigned attorney at (858) 350-9690.

The Examiner is invited to contact the Applicants' Representative at (858) 350-9690 if there are any questions regarding this communication.

Respectfully submitted,



Daniel M. Chambers  
Reg. No. 34,561

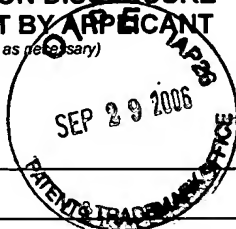
Date: September 26, 2004  
BioTechnology Law Group  
527 N. Highway 101, Suite E  
Solana Beach, CA 92075-1173  
Telephone: 858 350-9690  
Facsimile: 858 350-9691  
dan@biotechnologylawgroup.com

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Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)



Complete if Known

|                      |                   |
|----------------------|-------------------|
| Application Number   | 10/748,658        |
| Filing Date          | December 31, 2003 |
| First Named Inventor | Mathiesen, Jacob  |
| Group Art Unit       | 3767              |
| Examiner Name        | Gray, Phillip A   |

Sheet 1 of 1

Attorney Docket No: GTI-5001-CP

**US PATENT DOCUMENTS**

| Examiner Initials * | Cite No. <sup>1</sup> | USP Document Number | Issued Date | Name of Patentee or Applicant of cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
|---------------------|-----------------------|---------------------|-------------|---|---|
|                     | A1.                   | 4,882,127           | 21 Nov 1989 | Rosenthal et al                                 |   |
|                     | A2.                   | 4,341,735           | 27 Jul 1982 | Seifried  |   |
|                     | A3.                   | 3,645,692           | 29 Feb 1972 | Stork et al                                     |   |
|                     |                       |                     |             |   |   |

**FOREIGN PATENT DOCUMENTS**

| Examiner Initials * | Cite No. <sup>1</sup> | Foreign Document No | Publication Date | Name of Patentee or Applicant of cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | T <sup>2</sup> |
|---------------------|-----------------------|---------------------|------------------|---|---|----------------|
|                     | A4.                   | WO 98/43702         | 08 Oct 1998      | Mathiesen, Jacob                                |   |                |
|                     | A5.                   | WO 96/39226 A       | 12 Dec 1996      | Genetronics, Inc.                               |   |                |
|                     | A6.                   | WO 83/04309         | 12 Aug 1983      | Ackermann et al                                 |   |                |
|                     | A7.                   | EP 0693951 B1       | 26 Aug 1998      | Centre National De La Recherche Scientifique    |   |                |
|                     | A8.                   | EP 0460650 A3       | 12 Nov 1991      | Labsystems OY                                   |   |                |

**OTHER DOCUMENTS -- NON PATENT LITERATURE DOCUMENTS**

| Examiner Initials * | Cite No. <sup>1</sup> | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T <sup>2</sup> |
|---------------------|-----------------------|---|----------------|
|                     | A9.                   | Chastain, M. et al., "Antigen levels and antibody titers after DNA vaccination," <i>Journal of Pharmaceutical Science</i> 90(4):474-484 (2001)  |                |
|                     | A10.                  | Sanes, J. R., et al., "Selective expression of an acetylcholine receptor-lacZ transgene in synaptic nuclei of adult muscle fibers," <i>Development</i> 113:1181-1191 (1991)   |                |
|                     |                       |   |                |
|                     |                       |   |                |
|                     |                       |   |                |
|                     |                       |   |                |

**EXAMINER****DATE CONSIDERED**

Substitute Disclosure Statement Form (PTO-1449)

\* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional) 2 Applicant is to place a check mark here if English language Translation is attached